

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

104-106 1 st PLACE CORPORATION	:	
	:	CIVIL ACTION
v.	:	
	:	NO. 22-4968
HARLEYSVILLE WORCESTER	:	
INSURANCE COMPANY	:	

ORDER

AND NOW, this 8th day of May, 2024, upon consideration of Plaintiff's Motion for Leave to Amend to Reassert a Statutory Bad Faith Claim and Amend First Amended Complaint (ECF No. 35), and all documents submitted in support thereof and in opposition thereto, it is **ORDERED** that Plaintiff's Motion is **DENIED**.

IT IS FURTHER ORDERED that Plaintiff's bad faith claim pursuant to 42 Pa. Stat. and Cons. Stat. Ann. § 8371, which was previously dismissed without prejudice (*See* 8/2/2023 Order, ECF No. 15), is **DISMISSED with prejudice**.

IT IS SO ORDERED.

BY THE COURT:

/s/ R. Barclay Surrick
R. BARCLAY SURRICK, J.